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Martin D Moynihan  
PRTSI Inc  
P O Box 16446  
Arlington VA 22215

In re Application of	:	
LONAI (deceased)	:	DECISION ON
Application No.: 10/529,929	:	
PCT No.: PCT/IL2004/000489	:	PAPERS
Int. Filing Date: 09 June 2004	:	
Priority Date: 11 June 2003	:	UNDER 37 CFR 1.42
Attorney's Docket No.: 30800	:	
For: NEURAL STEM CELLS AND METHODS OF	:	
GENERATING AND UTILIZING SAME	:	

This is a decision on applicants' submission filed in the United States Patent and Trademark Office (USPTO) on 02 May 2006, which was accompanied by a declaration of the inventors. The indication in this declaration that joint inventor Peter Lonai is deceased has been treated as a request for status under 37 CFR 1.42.

**BACKGROUND**

On 09 June 2004, applicants filed international application PCT/IL2004/000489, which designated the United States and claimed a priority date of 11 June 2003. A copy of the international application was communicated to the United States Patent and Trademark Office (USPTO) from the International Bureau on 16 December 2004. The thirty-month period for paying the basic national fee in the United States expired at midnight on 12 December 2005 (11 December 2005 being a Sunday).

On 08 December 2005, applicants filed a transmittal letter for entry into the national stage in the United States accompanied by, *inter alia*, the basic national fee and an assertion of small entity status.

On 03 April 2006, the United States Designated/Elected Office (DO/EO/US) mailed a NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 (Form PCT/DO/EO/905) indicating, *inter alia*, that an oath or declaration in compliance with 37 CFR 1.497(a)-(b) and the surcharge under 37 CFR 1.492(h) for filing any of the search fee, the examination fee, or the oath or declaration after the date of the commencement of the national stage were required.

On 02 May 2006, applicants filed the instant submission which was accompanied by, *inter alia*, a declaration of the inventor and the surcharge under 37 CFR 1.492(h). The indication in the declaration that inventor Peter Lonai is deceased has been treated as a request for status under 37 CFR 1.42.

#### **DISCUSSION**

The submission filed 02 May 2006 has been reviewed and has been found in compliance with 37 CFR 1.42. The declaration filed 02 May 2006 is in compliance with 37 CFR 1.497(a)-(b).

#### **CONCLUSION**

For the above reasons, the request for status under 37 CFR 1.42 is **ACCEPTED**.

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations to continue national stage processing of the application in accordance with this decision.



Daniel Stemmer

Legal Examiner

PCT Legal Affairs

Office of Patent Cooperation Treaty

Legal Administration

Telephone: (571) 272-3301

Facsimile: (571) 273-0459